G.A. No.2081 of 2001

Hon. P.C. Pant, J.
Hon. Dharam Veer, J.

This appeal is preferred under Section 378(3) of the Code of Criminal Procedure, 1973, against the order of acquittal recorded by learned Sessions Judge, Tehri Garhwal, in Sessions Trial No. 01 of 1997.

Heard learned A.G.A. for the State.

The prosecution story is based on circumstantial evidence and the learned trial court has found that the circumstances established during the trail do not form a complete chain which suggest that the respondent accused have committed the murder of deceased Kaushal Kumar. It appears to be a case of suspicion only.

We do not find any infirmity in the impugned judgment and order which may make a case for granting of leave to file appeal. Therefore, the leave is refused. Accordingly, the Appeal is dismissed summarily.

(All pending application in this appeal also stand disposed of).

(D.V.J.) **(P.C.P.,J.)**

27.02.2007

HN